GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Revenue Department – Initiation of Disciplinary Proceedings against Sri M. Nooka Raju, Dy. Collector (U/s) under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Articles of charge - Issued.

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REVENUE (VIG.I) DEPARTMENT

G.O.Rt.No.822 **Dated:31.07.2019**

Read the following:

1. G.O.Rt.No.285, General Administration (SC.B)Dept., Dt:10.02.2019
2. G.O.Rt.No.327, General Administration (SC.B)Dept., Dt:13.02.2019
3. G.O.Rt.No.349, General Administration (SC.B)Dept., Dt:14.02.2019
4. CCLA's Lr.No.Ser.I(1)/207/2019, Dt:18.02.2019 form the Spl. CS, CCLA, AP, Vijayawada.
5. G.O.Rt. No.333, Revenue (Vig.I) Dept., Dt:25.02.2019.
6. Govt. Memo.No.GAO01-PERSOSYCO/1/2019, dt.01.03.2019, 18.03.2019 & 14.05.2019.
7. CCLA's Lr.No.VSI(1)/141/2019, Dt: .03.2019 form the Spl. CS, CCLA, AP, Vijayawada.
8. The Andhra Pradesh Gazette No.W-No.13, dt.4.3.2019.
9. CCLA's Lr.No.VSI(1)/141/2019, Dt:10.04.2019 form the Spl. CS, CCLA, AP, Vijayawada.

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ORDER:

It is proposed to hold an enquiry against Sri M. Nooka Raju, Deputy Collector (U/s) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 as he has not joined the post of SDC(LP), Visakhapatnam and the said officer has disobeyed the orders issued in the G.Os. 1st and 5th read above.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of imputations of misconduct/misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge proposed to be sustained are also enclosed (Annexures-III &IV).

3. Sri M. Nooka Raju, Deputy Collector (U/s) is directed to submit, within 10 days from the date of receipt of this order, a written statement of his defence.

4. Sri M. Nooka Raju, Deputy Collector (U/s) is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri M. Nooka Raju, Deputy Collector (U/s) is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri M. Nooka Raju, Deputy Collector (U/s) is invited to Rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri M. Nooka Raju, Deputy Collector (U/s) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri M. Nooka Raju, Deputy Collector (U/s)
through the Chief Commissioner of Land Administration, A.P., Vijayawada.

Copy to:
The Chief Commissioner of Land Administration, A.P., Vijayawada.
(with a request to furnish served copy of this G.O.).
The District Collector, Visakhapatnam.
S.F./ S.C.

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINT SRI M.NOOKA RAJU, DEPUTY COLLECTOR WHO IS UNDER ORDERS OF POSTING IS POSTED AS SPECIAL DEPUTY COLLECTOR (LAND PROTECTION), VISAKHAPATNAM (U/s)

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Charge-1

That the said Sri M.Nooka Raju, Deputy Collector was posted as Special Deputy Collector (Land Protection), Visakhapatnam vide G.O.Rt.No.285, General Administration (SC.B) Dept., Dt:10.02.2019. Further the post was designated as Returning Officer of 22 Visakhapatnam South Assembly Constituency in General Elections 2019. But he has not joined that Post. Hence, he has disobeyed the orders issued by the Government and caused inconvenience to the administration during the crucial period of General Elections 2019.

Thus, Sri M.Nooka Raju, Deputy Collector being a responsible Government Official, by the above act failed to maintain devotion to duty and absolute integrity, thereby, contravened Rule (3) (i) of APCS (Conduct) Rules 1964. Hence, the charge.

Charge-2

That the said Sri M.Nooka Raju, Deputy Collector, who was waiting for posting before Secretary to Government (Political), General Administration Department, was posted as Special Deputy Collector (Land Protection), Visakhapatnam. But he has not joined the post of Special Deputy Collector (Land Protection), Visakhapatnam.

Sri M.Nooka Raju, Deputy Collector (U/s) has to stay before either the Secretary to Government (Political)/ District Collector, Visakhapatnam or Chief Commissioner of Land Administration, A.P., Vijayawada. To avoid the suspension, he himself not available at the above places to serve the suspension orders Vide G.O.Rt.No.333, Revenue (Vig.I) Department, dt.25.2.2019 by the O/o the Chief Commissioner of Land Administration, A.P., Vijayawada. It causes to the Chief Commissioner of Land Administration, A.P., Vijayawada has to be published in Andhra Pradesh Gazette on April 3,2019 in terms of Rule 42 (iii) of Andhra Pradesh Civil Service (CC&A) Rules 1991 as the whereabouts of Sri M.Nooka Raju, Deputy Collector (U/s) are not known. Hence, he has disobeyed the orders issued by the Government and caused inconvenience to the administration.

Thus, Sri M.Nooka Raju, Deputy Collector, being a responsible Government Official, by the above act failed to maintain devotion to duty and absolute integrity, thereby, contravened Rule (3) (i) of APCS (Conduct) Rules 1964. Hence, the charge.

MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// TRUE COPY //

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN RESPECT OF ARTICLES OF CHARGE FRAMED AGAINST SRI M.NOOKA RAJU, DEPUTY COLLECTOR WHO IS UNDER ORDERS OF POSTING IS POSTED AS SPECIAL DEPUTY COLLECTOR (LAND PROTECTION), VISAKHAPATNAM (U/s)

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Sri M.Nooka Raju, Deputy Collector was posted as Special Deputy Collector (LP) Visakhapatnam which was designated as Returning Officer of 22 Visakhapatnam South Assembly Constituency, vide G.O.Rt.No.285, G.A.(SC.B)Department, dated 10.02.2019. In order to fill up all vacant posts including the posts related to General Elections, orders were issued for transferring and posting the Deputy Collectors. They have to report to duty immediately. The General administration (SC.B) Department, in their U.O.Note, dt.22.02.2019 have informed that Sri M.Nooka Raju, Deputy Collector who was posted to Special Deputy Collector (LP) Visakhapatnam vide G.O.Rt.No.285, G.A. (SC.B)Department, dated 10.02.2019 has not reported to duty as per the report of the District Collector, Visakhapatnam and requested to take disciplinary action against him.

Further, the Chief Commissioner of Land Administration, A.P., Vijayawada has informed that the Government have requested the CCLA to serve the suspension orders vide G.O.Rt.No.333, Revenue (Vig.I) Dept, dt:25.02.2019 to Sri M. Nooka Raju, Deputy Collector. The Dist. Collector, Visakhapatnam has submitted that Sri M. Nooka Raju, Deputy Collector (waiting for posting) was posted as Special Deputy Collector, Land Protection, Visakhapatnam, is not available in Visakhapatnam District, and the District Collector, Kurnool has also submitted that Sri M. Nooka Raju, Section Officer (Deputy Collector), Revenue (DM) Dept, AP Secretariat has been allotted to Kurnool District to undergo Tahsildar training for a period of (13 months) and he has completed 13 months of Tahsildar training in Kurnool District and relieved on 28.01.2019 with a direction to report before the concerned for further posting. As ascertained from the GAD, the address particulars of Sri M. Nooka Raju, Special Deputy Collector, Land Protection, Visakhapatnam are not available in Government. His whereabouts are also not available in Collectorate, Kurnool where he last worked and he has not joined in the new posting at Visakhapatnam. It causes to the Chief Commissioner of Land Administration, A.P., Vijayawada to publish in Andhra Pradesh Gazette on April 3, 2019 in terms of Rule 42 (iii) of Andhra Pradesh Civil Service (CC&A) Rules 1991 as the whereabouts of Sri M.Nooka Raju, Deputy Collector (U/s) are not known. Hence, he has disobeyed the orders issued by the Government and caused inconvenience to the administration.

MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// TRUE COPY //

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINT SRI M.NOOKA RAJU, DEPUTY COLLECTOR WHO IS UNDER ORDERS OF POSTING AS SPECIAL DEPUTY COLLECTOR (LAND PROTECTION), VISAKHAPATNAM (U/s) ARE PROPOSED TO BE SUSTAINED.

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1. G.O.Rt.No.285, General Administration (SC.B) Dept., Dt:10.02.2019.
2. Collector, Visakhapatnam Rc.No.09/2019/A1, Dt:15.02.2019.
3. G.O.Rt.No.333, Revenue (Vig.I) Dept., Dt:25.02.2019.
4. CCLA Letter No.VS(1)/141/2019, dt.10.04.2019.
5. The Andhra Pradesh Gazette No.W-13, dt.4.3.2019.

MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// TRUE COPY //

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI M.NOOKA RAJU, DEPUTY COLLECTOR WHO IS UNDER ORDERS OF POSTING AS SPECIAL DEPUTY COLLECTOR (LAND PROTECTION), VISAKHAPATNAM (U/s) ARE PROPOSEED TO BE SUSTAINED.

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Nil

MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

// TRUE COPY //

SECTION OFFICER